



COMMONWEALTH of VIRGINIA

Office of the Attorney General

Robert F. McDonnell
Attorney General

900 East Main Street
Richmond, Virginia 23219
804-786-2071
FAX 804-786-1991
Virginia Relay Services
800-828-1120
7-1-1

October 24, 2007

Robert B. Stroube, M.D., M.P.H.
State Health Commissioner
Virginia Department of Health
109 Governor Street
Richmond, Virginia 23219

Re: Regulations for Disease Reporting and Control, 12 VAC 5-90-10 *et seq.*

Dear Dr. Stroube:

I have reviewed the proposed amendments to the Regulations for Disease Reporting and Control, 12 VAC 5-90-10 *et seq.* The amended regulations do not conflict with existing federal or state statutes or regulations.

The State Board of Health is authorized to promulgate a list of diseases to be reported under Virginia Code § 32.1-35. The proposed revision to 12 VAC 5-90-80 is consistent with the Board's mandate to implement the procedures and standards for disease reporting and control, and the Board will not exceed its statutory authority by approving this regulation. The Board may promulgate this regulation as an emergency regulation pursuant to Virginia Code § 2.2-4011 if there is an imminent threat to public health or safety. As State Health Commissioner, you are vested with all the authority of the Board of Health when it is not in session pursuant to Virginia Code § 32.1-20. This regulation shall become effective upon approval by the Governor and filing with the Registrar of Regulations.

Very truly yours,

Matthew M. Cobb
Assistant Attorney General

cc: Douglas R. Harris